

Message Text

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64

ACTION SS-25

INFO OCT-01 ISO-00 SSO-00 /026 W
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R 231555Z DEC 75

FM AMEMBASSY PARIS

TO SECSTATE WASHDC 6326

INFO AMEMBASSY BONN

AMEMBASSY LONDON

USMISSION IAEA VIENNA

USMISSION BERLIN

AMEMBASSY NEW DELHI

AMEMBASSY OTTAWA

AMCONSUL BOMBAY

S E C R E T PARIS 33472

EXDIS

E.O. 11652: GDS

TAGS: TECH, FR, IN

SUBJECT: EXPORT OF HEAVY WATER EQUIPMENT TO INDIA

REF: PARIS 32539

1. ON DEC 22, EMBOFF AGAIN RAISED SUBJECT WITH MFA DIRECTOR OF SCIENTIFIC AFFAIRS DE NAZELLE. THE GOF HAS NOT YET REACHED A POSITION ON THE SUBJECT. DE NAZELLE DID IDENTIFY TWO ASPECTS CURRENTLY BEING DISCUSSED WITHIN THE GOF.

2. APPARENTLY THE CEA IS ARGUING THAT THE COMPRESSORS ARE NOT SPECIAL EQUIPMENT, ARE NOT UNIQUE AND HAVE NOT BEEN SPECIFICALLY DESIGNED AND BUILT FOR THE HEAVY WATER FACILITY. THEY ARE CONTENDING THAT THE COMPRESSORS ARE BASICALLY "SHELF TECHNOLOGY" ALTHOUGH THEY DO UNDERSTAND THAT THESE SPECIFIC COMPRESSORS WOULD BE TAILORED TO THIS PARTICULAR APPLICATION. THE MFA CONTENDS THAT THESE ARE PIECES THAT, IN THE TERMS OF THE GUIDELINES, ARE EQUIPMENT

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ESPECIALLY DESIGNED OR PREPARED" FOR THE HEAVY

WATER PLANT IN INDIA.

3. DE NAZELLE THOUGHT THIS PARTICULAR SALE MAY BE A SUBCONTRACT TO A LARGER FACILITY BEING BUILT BY AN FRG CONTRACTOR. IF THIS WERE TO BE THE CASE, DE NAZELLE WOULD FEEL OBLIGED TO HONOR A CONTRACT ESTABLISHED PRIOR TO THE CREATION OF THE GUIDELINES. EMBOFF ADVISED THAT TO HIS UNDERSTANDING, THESE COMPRESSORS WERE NOT DESTINED TO BE INCLUDED IN A FACILITY BEING BUILD BY A FRG CONTRACTOR (ANOTHER ONE OF THE FACILITIES AT THE SITE HAS BEEN CONSTRUCTED OR IS BEING CONSTRUCTED BY AN FRG CONTRACTOR).

4. IN EMBOFF'S OPINION, THE MFA IS INCLINED TO SUPPORT THE USG POSITION ON THIS ISSUE; THE CEA, AT LEAST AS PRESENT, IS QUESTIONING THIS APPROACH AND MAY ARGUE THAT THE GOF NOT REQUIRE SAFEGUARDS FOR THESE COMPRESSORS. EMBOFF WOULD APPRECIATE DEPT'S APPROVAL TO SHARE WITH DE NAZELLE SOME INFORMATION CONTAINED IN THE VARIOUS CABLES ON THIS SUBJECT AND WOULD APPRECIATE DEPT'S GUIDANCE ON WHAT FACTS WOULD BE MOST HELPFUL TO DE NAZELLE IN HIS DISCUSSIONS WITH THE CEA ON THE QUESTION OF THE COMPRESSORS BEING SPECIAL EQUIPMENT OR EQUIPMENT ESPECIALLY DESIGNED. THE NEXT QUESTION DE NAZELLE WILL PROBABLY ASK ON THIS ISSUE IS WHETHER THE U.S. WILL EXERCISE ITS VETO POWER OVER THE EXPORT LICENSE IF THE OTHER MEMBERS OF THE KOMMANDATURA DO NOT AGREE TO THE U.S. APPROACH ON THIS SUBJECT.
GAMMON

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